

BOARD BILL NO. 84 INTRODUCED BY ALDERMAN STEPHEN CONWAY

1 An Ordinance recommended and approved by the Airport Commission and the Board of
2 Estimate and Apportionment that provides for financial incentives for air service at Lambert-St.
3 Louis International Airport® (the “Airport”); determines and finds that it is in the best interests
4 of The City of St. Louis, Missouri (the “City”), the Airport, and the traveling public to encourage
5 service at the Airport by new passenger and cargo airlines and to stimulate service by airlines
6 currently using the Airport by the adoption of programs providing for financial incentives for
7 new airlines or new air service at the Airport; adopts an Air Service Incentive Program (the
8 “Program”), for Fiscal Years 2015 through 2017; authorizing the Director of Airports to
9 implement and administer the Program; containing a severability clause; and containing an
10 emergency clause.

11 **WHEREAS**, the City of St. Louis, Missouri (the “City”), owns an airport known as the
12 Lambert-St. Louis International Airport (the “Airport”), which is operated by the Airport
13 Authority of the City;

14 **WHEREAS**, it is in the best interests of the City, the Airport, the traveling public using
15 the Airport, and the residents of the St. Louis metropolitan area to encourage new passenger and
16 cargo airlines to provide air service at the Airport and to stimulate passenger or cargo air service
17 to domestic and international destinations by the airlines currently using the Airport;

18 **WHEREAS**, the City desires to broaden passenger and cargo activity at the Airport;
19 attract new or additional passenger or cargo air service to the St. Louis market; increase the
20 number of non-stop destinations served from the Airport; increase the number of passengers

1 traveling through the Airport; increase the amount of cargo processed at the Airport; increase
2 non-airline revenues generated at the Airport; and, over time, reduce the airlines' unit cost to
3 operate at the Airport by the adoption of a program of financial incentives for new airlines and
4 new air service; and

5 **WHEREAS**, in order to accomplish the foregoing, the City intends to adopt the Air
6 Service Incentive Program attached hereto as ATTACHMENT A and incorporated herein, with
7 an effective date for air service at the Airport commencing in Fiscal Year 2015 and shall remain
8 in effect through Fiscal Year 2017.

9 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

10 **SECTION ONE.** The Board of Aldermen of The City of St. Louis hereby determine
11 and find that it is in the best interests of The City of St. Louis (the "City"), Lambert-St. Louis
12 International Airport (the "Airport"), the traveling public using the Airport, and the residents of
13 the St. Louis metropolitan area to encourage new passenger or cargo airlines to provide air
14 service at the Airport and to stimulate passenger or cargo air service to domestic and
15 international destinations by airlines currently using the Airport by the adoption of a program of
16 financial incentives for new airlines or new air service.

17 **SECTION TWO.** The City hereby adopts the Air Service Incentive Program (the
18 "Program"), granting the Director of Airports the authority to waive certain Airport fees and
19 charges associated with qualifying flights operated by eligible airlines, as provided for in the
20 Program as set out in ATTACHMENT A, which was approved and previously adopted by the
21 City's Airport Commission and the City's Board of Estimate and Apportionment and is attached

hereto and incorporated herein.

SECTION THREE. The Director of Airports is authorized and directed to implement the terms of the Program, including, without limitation: securing appropriations necessary to fund the Program; accepting applications from airlines interested in participating in the Program; determining airline eligibility and flight qualifications; approving or rejecting applications based on the standards set forth in the Program; monitoring compliance with the terms and conditions for participation, and, if necessary, terminating an airline's eligibility for participation; and any and all other actions necessary to implement and administer the Program.

SECTION FOUR. The sections, conditions, or provisions of this Ordinance or portions thereof shall be severable. If any section, condition, or provision of this Ordinance or portion thereof contained herein is held invalid by a court of competent jurisdiction, such holding shall not invalidate the remaining sections, conditions, or provisions or portion thereof of this Ordinance unless the court making such finding shall determine that the valid portions standing alone are incomplete and are incapable of being executed in accordance with the legislative intent.

SECTION FIVE. This being an Ordinance for the preservation of public peace, health, or safety, it is hereby declared to be an emergency measure as defined in Article IV, Section 20 of the City Charter and shall become effective immediately upon its approval by the Mayor of the City.